THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.6296 of 2007

01.5.2007

Between:

Chinnam Kondala Rao, S/o.Appa Rao
And another

… Petitioners

AND

The District Collector, Visakhapatnam
And others

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.6296 of 2007

ORDER:

First petitioner is allegedly owner of land admeasuring Acs.3.50 in survey No.8/7 and second petitioner is owner of land admeasuring Acs.0.59 in survey No.8/3 situated at Dongalamarri Seetharamapuram Agraharam of Sabbavaram Mandal in Visakhapatnam District. Petitioners allege that they have been in possession and enjoyment of the property after obtaining pattas under Andhra Pradesh (Andhra Area) Inams (Abolition and Conversion into Ryotwari) Act, 1956 (the Act, for brevity). They further allege that on 19.1.2007, respondents 4 to 7 tried to trespass into the lands. Petitioners then enquired in the office of third respondent and they were informed that with the connivance of third respondent, respondents 4 to 7 created false documents showing as if they are the owners of the lands. In spite of request of the petitioners, a copy of the proceedings of the Mandal Revenue Officer, Sabbavaram Mandal (MRO), was not furnished. Therefore, they filed the instant writ petition seeking writ of Mandamus declaring the action of third respondent in altering the revenue records without notice to the petitioners as illegal and arbitrary.

After getting instructions, learned Assistant Government Pleader for Revenue (General-A) submits that the writ petition is filed on mere apprehension and that the MRO did not alter the record of rights as alleged by the petitioners. Therefore, without expressing any opinion on the merits of the case or the title of the petitioners, the writ petition is dismissed. No costs.

(**V.V.S.RAO, J**)

May 01, 2007.
YS